



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB0223

Introduced 01/21/11, by Rep. Mary E. Flowers

SYNOPSIS AS INTRODUCED:

20 ILCS 4045/Act title
20 ILCS 4045/1
20 ILCS 4045/5
20 ILCS 4045/15
20 ILCS 4045/20
20 ILCS 4045/25
20 ILCS 4045/30 rep.
20 ILCS 4045/35 rep.

Amends the Health Care Justice Act. Changes the short title to the Health Care Justice Implementation Act of 2011. Provides that the mission goals of the Health Care Justice Implementation Task Force are to monitor the implementation of the federal health care reforms and make recommendations, report concerning additional reforms needed to ensure affordable health care, assess current programs, and issue recommendations concerning the implementation of a statewide health insurance plan offered by the State. Contains provisions concerning reports, public hearings, and research assessments. Effective July 1, 2011.

LRB097 05884 RPM 45953 b

1 AN ACT concerning health care.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Health Care Justice Act is amended by
5 changing the title of the Act and Sections 1, 5, 15, 20, and 25
6 as follows:

7 (20 ILCS 4045/Act title)

8 An Act concerning health ~~to create the Health Care Justice~~
9 ~~Act.~~

10 (20 ILCS 4045/1)

11 Sec. 1. Short title. This Act may be cited as the Health
12 Care Justice Implementation Act of 2011.

13 (Source: P.A. 93-973, eff. 8-20-04.)

14 (20 ILCS 4045/5)

15 Sec. 5. Legislative findings. The General Assembly
16 recognizes that the U.S. census reported that on any given day
17 an estimated 1,800,000 Illinoisans are without health
18 insurance, ~~and according to a March 2003 Robert Wood Johnson~~
19 ~~study, nearly 30% of the non-elderly Illinois population~~
20 ~~(3,122,000) during all or a large part of 2001 or 2002 were~~
21 ~~uninsured; a growing number of Illinoisans are under-insured,~~

1 ~~the consumer's share of the cost of health insurance is~~
2 ~~growing, coverage in benefit packages is decreasing, and record~~
3 ~~numbers of consumer complaints are lodged against managed care~~
4 ~~companies regarding access to necessary health care services.~~
5 With new federal health care reform legislation the number of
6 uninsured Illinoisans will decrease dramatically. However,
7 there will still be tens of thousands of uninsured Illinoisans.
8 The General Assembly believes that the State must work in
9 cooperation with the federal government to implement these
10 federal reforms effectively and in a thoughtful and expedited
11 manner ~~to assure access to quality health care for all~~
12 ~~residents of Illinois, and at the same time, the State must~~
13 ~~contain health care costs while maintaining and improving the~~
14 ~~quality of health care.~~

15 (Source: P.A. 93-973, eff. 8-20-04.)

16 (20 ILCS 4045/15)

17 Sec. 15. Health Care Justice Implementation Act of 2011
18 ~~care access~~ plan. On or before September 1, 2011 the Health
19 Care Justice Implementation Task Force shall be created to
20 accomplish, subject to appropriation, the following mission:

21 (1) Monitor the implementation of federal reforms and
22 make recommendations. The Task Force shall monitor the
23 implementation of federal reforms and make recommendations
24 to the executive and legislative branches of Illinois
25 government concerning implementation. The Task Force shall

1 file with the General Assembly a recommendation report by
2 January 1st of every year as it pertains to those reforms
3 that will need to be implemented in that year. In addition,
4 a quarterly assessment shall be developed as it pertains to
5 how State government's process of implementing these
6 federal reforms is progressing.

7 (2) Additional recommendations regarding reforms. The
8 Task Force shall issue a report on March 1, 2013 regarding
9 additional reforms needed to fully comply with Section 10
10 of this Act.

11 (3) Assessment of current programs. The Task Force
12 shall issue recommendations and positions on a wide range
13 of issues, as seen fit by Task Force members, as it
14 pertains to existing programs and needed changes to these
15 programs.

16 (4) Recommendations concerning the Illinois State
17 Health Insurance Plan. By March 1, 2013, the Task Force
18 shall recommend a plan for the implementation of a
19 statewide health insurance plan offered by the State to be
20 known as the Illinois State Health insurance Plan, under
21 which any Illinois resident may purchase medical care and
22 services available to recipients of medical assistance
23 under the Public Aid Code. The Illinois State Health
24 Insurance Plan shall be developed and offered as an
25 affordable option that may be selected by a person in
26 relation to the operation of a health insurance exchange in

1 this State. The Department of Healthcare and Family
2 Services shall administer the Illinois Health Insurance
3 Plan, either directly or by contract, separate from the
4 plans and programs that it otherwise administers. The Task
5 Force shall include in its recommendations the structure
6 and function of an oversight panel responsible for
7 reviewing and approving the criteria, standards, and
8 procedures for the operation of the plan and for conducting
9 oversight of the operation of the Illinois Health Insurance
10 Plan. The Illinois Health Insurance Plan shall:

11 (A) provide comprehensive health benefits that
12 meet all of the federal requirements for credible
13 coverage, including coverage for doctor visits,
14 hospital care, prescriptions, mental health services,
15 alcohol and substance abuse services, nursing home
16 care, rehabilitation, home health services, eye care,
17 and dental care; and

18 (B) be financed through various means, including,
19 but not limited to, payments of premiums by enrollees,
20 deductibles and copayments, income contributions by
21 enrollees, federal funding, grants and contributions,
22 appropriations of revenues generated under the
23 Illinois Health Insurance Plan, and any other revenue
24 designated by the General Assembly or purposed for
25 health care or health care education. ~~July 1, 2007, the~~
26 State of Illinois is strongly encouraged to implement a

- 1 ~~health care access plan that does the following:~~
- 2 ~~(1) provides access to a full range of preventive,~~
- 3 ~~acute, and long term health care services;~~
- 4 ~~(2) maintains and improves the quality of health care~~
- 5 ~~services offered to Illinois residents;~~
- 6 ~~(3) provides portability of coverage, regardless of~~
- 7 ~~employment status;~~
- 8 ~~(4) provides core benefits for all Illinois residents;~~
- 9 ~~(5) encourages regional and local consumer~~
- 10 ~~participation;~~
- 11 ~~(6) contains cost containment measures;~~
- 12 ~~(7) provides a mechanism for reviewing and~~
- 13 ~~implementing multiple approaches to preventive medicine~~
- 14 ~~based on new technologies; and~~
- 15 ~~(8) promotes affordable coverage options for the small~~
- 16 ~~business market.~~

17 (Source: P.A. 93-973, eff. 8-20-04.)

18 (20 ILCS 4045/20)

19 Sec. 20. ~~Adequate~~ Health Care Justice Implementation Task

20 Force. There is created a ~~an Adequate~~ Health Care Justice

21 Implementation Task Force. The Task Force shall consist of 29

22 voting members appointed as follows: 5 shall be appointed by

23 the Governor; 6 shall be appointed by the President of the

24 Senate, 6 shall be appointed by the Minority Leader of the

25 Senate, 6 shall be appointed by the Speaker of the House of

1 Representatives, and 6 shall be appointed by the Minority
2 Leader of the House of Representatives. The Task Force shall
3 have a chairman and a vice-chairman who shall be elected by the
4 voting members at the first meeting of the Task Force. The
5 Director of Public Health or his or her designee, the Director
6 of Aging or his or her designee, the Director of Healthcare and
7 Family Services or his or her designee, the Director of
8 Insurance or his or her designee, and the Secretary of Human
9 Services or his or her designee shall represent their
10 respective departments and shall be invited to attend Task
11 Force meetings, but shall not be members of the Task Force. The
12 members of the Task Force shall be appointed within 60 ~~30~~ days
13 after the effective date of this amendatory Act of the 97th
14 General Assembly and hold its first meeting within 30 days
15 thereafter. The departments of State government represented on
16 the Task Force shall work cooperatively to provide
17 administrative support for the Task Force; the Department of
18 Public Health shall be the primary agency in providing that
19 administrative support.

20 (Source: P.A. 95-331, eff. 8-21-07.)

21 (20 ILCS 4045/25)

22 Sec. 25. Public hearings.

23 (a) The Task Force shall seek public input on all 4 of its
24 mission goals ~~the development of the health care access plan~~ by
25 holding 4 public hearings each year throughout the State a

1 ~~public hearing in each Illinois congressional district~~
2 ~~starting no later than January 1, 2005 and ending on November~~
3 ~~30, 2005.~~ Each State Representative and State Senator ~~located~~
4 ~~in each such congressional district~~ shall be invited to
5 participate in each ~~the~~ hearing ~~in that district~~ and help to
6 gather input from interested parties. A web site for the Task
7 Force shall be developed and linked to the Governor's home page
8 for input to be provided and to keep the public informed. The
9 Task Force's web site shall be specifically highlighted and
10 have independent pages reporting all activities and linkages
11 for people to access. Minutes from all of the Task Force's
12 meetings shall be available on the web site, and a hard copy of
13 this information shall also be made available for those persons
14 without access to the Task Force's web site. The Task Force may
15 also consult with health care providers, health care consumers,
16 hospitals, labor unions, businesses, insurers, pharmaceutical
17 manufacturers, and other appropriate individuals and
18 organizations to assist in the development of the health care
19 access plan.

20 (b) Not later than January 1, 2012 ~~September 1, 2004~~, the
21 Illinois Department of Public Health, subject to appropriation
22 or the availability of other funds for such purposes and using
23 a public request for proposals process, shall contract with an
24 independent research entity experienced in assessing the
25 implementation of health care reforms, health care financing,
26 and health care delivery models. Upon the request of at least

1 ~~one-third~~ ~~one-fourth~~ of the Task Force members, the research
2 entity shall be available to the Task Force for the purpose of
3 assessing other issues that Task Force members deem necessary
4 ~~financial costs and the different health care models being~~
5 ~~discussed~~. All inquiries made by Task Force members to the
6 independent research entity shall be made available on the Task
7 Force's web site.

8 (Source: P.A. 93-973, eff. 8-20-04.)

9 (20 ILCS 4045/30 rep.)

10 (20 ILCS 4045/35 rep.)

11 Section 90. The Health Care Justice Act is amended by
12 repealing Sections 30 and 35.

13 Section 99. Effective date. This Act takes effect July 1,
14 2011.